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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/224,637	12/31/1998	YUVAL OFEK	E0295/7080	3449

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EXAMINER

VITAL, PIERRE M

ART UNIT	PAPER NUMBER
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2188

DATE MAILED: 01/30/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

## Interview Summary

**Application No.**

09/224,637

**Applicant(s)**

OFEK ET AL.

**Examiner**

Pierre M. Vital

**Art Unit**

2188

All participants (applicant, applicant's representative, PTO personnel):

(1) Pierre M. Vital.(3) Melissa Deede.(2) Rich Giunta.

(4) \_\_\_\_\_.

Date of Interview: 29 January 2004.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.  
If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 1, 11 and 19.

Identification of prior art discussed: Tamer et al. (6,035,412) and Bergsten (6,282,610).

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Pierre M. Vital  
Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: It appears that applicant's arguments that "a network, separate from each of the one or more communication links that couple the storage domain to the host domain that couples the plurality of primary storage devices to the secondary storage device to permit one of the primary storage devices to access the secondary storage device through the network without using any of the one or more communication links that couple the storage domain to the host domain" and "automatically establishing a first connection through a network between a first primary storage element and the secondary storage element" overcome the Tamer reference. Further review of the reference is necessitated by the examiner. No agreement was reached that Bergsten does not support Examiner's position that "a single backup controller capable of backing up data stored from first and second heterogeneous computers" is well known in the art.